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October 4, 2007

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**VIA TELECOPIER**

The Honorable Paul A. Crotty,  
United States District Judge  
Southern District of New York  
500 Pearl Street  
Room 735  
New York, New York 1007

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*October 9, 2007*  
Application **GRANTED**  
**SO ORDERED**

*Paul H. Kelly  
U.S.D.J.*

**Re: Toyota Tsusho American, Inc. v. Dana Corporation, Case No. 07 Civ. 4837 (PAC); Hydro Aluminum Tubing North America, LLC v. Dana Corporation, Case No. 07 Civ. 5460 (PAC); Emhart Technologies, Inc. v. Dana Corporation, Case No. 07 Civ. 5461 (PAC); The Timken Corporation, Toyotetsu America, Inc. and Toyotetsu Mid America LLC v. Dana Corporation, Case No. 07 Civ. 5659 (PAC); and Berlin Metals LLC v. Dana Corporation, Case No. 07 Civ. 5995 (PAC)**

Dear Judge Crotty:

This firm is counsel to Dana Corporation ("Dana"), the appellee in each of the above-captioned appeals currently pending before Your Honor of an Order of the Honorable Burton R. Lifland, United States Bankruptcy Judge, Valuing Reclamation Claims Filed In the Debtors' Chapter 11 Cases at Zero.

Pursuant to a scheduled agreed upon by the parties and approved by Your Honor, the appellants (the "Appellants") in each of the above-captioned appeals filed opening briefs on August 31, 2007. In addition, pursuant to that schedule, Dana was to file its opposition brief on October 15, 2007, and Appellants were to file their reply briefs on November 5, 2007.

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**MEMO ENDORSED**

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Because of a scheduling conflict for counsel, Dana respectfully requests that this Court extend the briefing schedule so that Dana's brief will be due on October 29, 2007 and Appellants' reply briefs will be due on November 19, 2007. We have consulted with counsel for the Appellants who have no objection to this request.

Thank you for your consideration of this matter.

Respectfully submitted,  
Robert J. Feinstein

RJF/kgb

cc: James M. Sullivan, Esq. (by telecopier)  
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